G. R. S. IX-5]

Previous references.

192 .

( )

File No. 3355 1

Serial Nos. 1 — 8

Later references.

LR 1390/96

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 8

Part B for August 1850

SUBJECT.

Memorandum

References

Shimoga Deputy
Com[r]s Docket
No: 582 of 30th Dec[r] 87
550

Petition No 3209
dated 7/1/1888

Petitioner
Ketaramayya

Respondent
Venkatarevanayya

Appellant
Timmappa

Respondent
Veerupakshappa.

On the 30th August
1886 the Asst Com[r]
Nagara Law passed
an order to the following
effect in making
appointments of Shanbogues
to the 7 circles into
which the Benkipur
Magni in the Shimoga
Taluk was divided
by the Survey Depart[t]
at the settlement
of the (Rukka Potige)
permanent remuneration
of Shanboques :—

"A sum of Rs 129-12-
is fixed as the remuneration
of Shanboques for the
7 circles. Timmappa
being the registered
Shanboque of the whole
of the villages belonging
to the 7 circles, he
has been hitherto
performing the duties
of all the said villages

Now Virupakshappa and Ramappa claim a portion of the above remuneration on the ground that they enjoy Umbali lands in some of the said villages, and that their ancestors performed the duties as Shanbogues of those villages. There nothing to show that ? ir ancestors performed the duties at any time. But this fact is immaterial to the disposal of the present claim. A similar dispute having arisen so far back as in 1877, the late Chief Com^r. in Pro: No: 1615 of 19th May 1879, decided that, though Bagni Shanbogues might have objections, village Shanbogues should be appointed to the villages in which they enjoy Umbli lands. The

3 Claimants now enjoy the following Emoluments:—

I Virupakshappa enjoys:

		Extent a. g.	assessment R. a. p.
3	1 Benkipur	12-3	9-12-—
1	2 Komarnahalli	4-31	6-12-—
3	3 Seegébāgi	14-14	33-—-—
1	4 Kankatté	7-23	8-12-—

II Ramappa enjoys:—

3	1 Benkipur	10-35	24-8-—
	2 Seegébāgi	18-36	33-8-—
2	3 Kodihalli	8-29	6-—-—

Out of the above villages, Komarnahalli, and Kankatté have been made into a circle; & Kodihalli itself into a circle; and Benkipur and Seegébāgi together into a circle, by the Survey dept. In accordance with the Chief Com.rs Pro: above quoted, the two claimants will be appointed as village Shanbogues to the following circles:—

1 Komarnahalli & Kankatté circle } 1 Virupakshappa to be sole Official.

2 Kodihalli " Ramappa ditto—

3 Benkipur Seegébāgi circle } 2 Virupakshappa and Ramappa to be jointly employed each officiating for 5 years in rotation.

For the remaining 4 Circles the following arrangements are made, as agreed to by the present Officiator Timmappa:—

4 Barmadur circle containing 9 villages — Timmappa's nephew Venkataroo to be registered.

5 Babballi circle of 6 villages — Timmappa should be registered; & Gopalachar to be Gomasta for 5 years.

6 Gangur circle of 8 villages — Timmappa to be Officiator

7 Antaragangé circle of 9 villages — Timmappa to be registered. & Gundappa to be Gomasta for 5 years.

No Potagi is fixed for Kadalé Karve Kanal; but all duties connected therewith, should be performed by Timmappa."

Against the above order, Timmappa appealed to the Deputy Comr. on the 4 April 1887, on the following principal grounds:—

(1)

5

(1) The names of Virupak-
shappa & Ramappa
appointed by the Asst:
Com^r for 3 circles, are
not shown in any
of the Registers, nor
did they or their ancestors
ever perform the duties
of Shanbogue.

(2) It is true they
enjoy Kumbli lands.
These lands were taken
up by their forefathers when
they had been resigned
to Govt & were lying
waste. The fact of
Virupakshappa and
Ramappa being in
possession of
such lands, cannot
entitle them to the
office of Shanbogue,
which they never
held.

(3) Under such
circumstances,
the Asst: Com^r should
have rejected the
said

said two Juroors to Civil Court to establish their right, instead of summarily dealing with the matter, & depriving the Appellant of the charge of the said 3 Circumstances themself & his Sonafatus held for a very long time.

The Deputy Comr; on referring to the Registers, gathered the following facts:—

For Bankipur Nagni Subbaiya and Shanaiyya are shown as village Shanbogues, & Kandli lands are entered against their names in the Register for 1835.

In the Jhuddtee Putta for 1840, for Bankipur Nagni under the head

head "Kuklars" Hadig
Venkatrow, Shamaiyya,
and Subbaiyya are
shown Venkatrow is
admitted to be the father
of Appellant Ramappa.
Shamaiyya is admitted
to be the father of the
Respondent Ramappa,
and Subbaiyya to
be the grandfather
of the Respondent
Virupakshappa. Under
the head "Enjoyer" also,
the above three names
appear. Mukli Lands
are entered against
each village against
the names of Shamaiyya
and Subbaiyya.

In the "Barabolooti"
Register of 1865 the
name of the Appellant
Ramappa alone
appears, but not
the names of the
Respondents or
of their ancestors. The
Respondents explain
that they were minors
when the Register was
prepared.

The Appellant's chief
argument is that although
Ramappa & Virupakshappa

enjoy Shanbogues
Umbli lands, still
they or their ancestors
never performed
the duties of
Shanbogue.

The Deputy
Com.r, on the 24th
August 187,
passed an order
to the following
effect.—

Timappa Shetty
and Ramaya have
been appointed
Shanbogues of the
circles in which they
hold Umbli lands,
in accordance
with the late Chief
Comr's Pro: No: 1615/56
of the 17th May 1879.
Therefore Appellant's contention
that the Respondents
never held the office,
cannot be allowed
any consideration,
as it is precisely to
provide

provide for cases in which the village Chanboques had been ousted by the Magan Chanboques, that the above Secs: of the Chief Com.r were passed. The Appellant also argues that the Umbli lands which had been assigned, & lying waste for many years, were taken up by the Respondents' forefathers on "Abee". But the Respondents produce a "Sagvali Chit" (marked I), in which it is mentioned that the land given out on Abee, is the share of the Chanboque Applicant. It is difficult to make out more on what principles these Umbli lands were dealt with in the old days. Whatever the system may have been and

and whatever
the reason for
taking up the
Lands on "Abré" in
1833 + 1835, they have
all along been known
as Chanhoque
Umbeli. In the
Register of 1835 &
in the Judicial Rolls
of 1840 the names
of the Respondents'
ancestors are
clearly shown.
The omission of
the Respondents'
names in the
Register of 1865
may be due to
to oversight, as
they were then
minors. The Lands
being in their enjoyment
continuously from
1835, is sufficient
to show that they
are

the village, Mbombopa, and as such entitled to get the Office of the village in which their Public lands are situated.

The order of the Dist. Court is confirmed, and the Appeal dismissed."

Dissatisfied with the above Order of the Deputy Com's, Simwatha appeals to the Privy Council on the following Grounds:—

(1) That the Appellant did not admit that the Respondents were the descendants of those shown in the old Registers.

(2) When 3rd parties advanced their claims at the time of the settlement of Fotoki, the Dist. Com's had no power to settle it summarily. He should rather have referred them to Regular Civil Courts.

(3) The lands which

were formerly
Umbali, had been
resigned, and hence
entered as Govt.
waste. After they
thus ceased to be
Shanboguee Umbali,
they were taken
up in the years
1835 & 1857 on
full Rates of
assessment.
The enjoyers of such
lands are not, under the Chief Court's decision,
entitled to the office
of Shanboguee, to
which they were
originally attached.
(4) The Respondents,
under such circumstances,
should have been
asked to contest
their right by a
regular suit.

The Appellant,
in his deposition
before the Deputy
Comr. has stated:—
"Subbanna entered in the
Register of 1835 & Patte of 1840,
and the Grandfather of

4.

of Virupakshappa (Respondent), and Shanaiyya was the father of Ramappa (Respondent). I do not contend that Virupakshappa & Ramappa do not represent Subbaiyya and Shanaiyya; nor do I deny that the Respondents are in the enjoyment of Shanboque Kumbli lands."

Many of the Village Accounts from 1850/51 to 1866/67 bear the signature of ~~[illegible]~~ "Shanaiyya." The Respondent Ramappa is shown to have written the Survey Accounts for one year.

The Sagvali Chit marked I shows that Shanboque Kumbli land No: 17 was waste for 74 years, and it was

X at Komarushelli

Kanteke

granted on the 20th June 1862 on (Class "1") respective Rates of Assessment, to the applicant Shanboque Poothiah, as per particulars below:—

For the year Dondubbi	1	12 5
Roodirodgari	2	2 1
Rakkakki	2	7 9
Keothana	2	13 5

(full assessment).

The Late Chief Asst. Collr. Collr.

16/5/76 17th May 1876

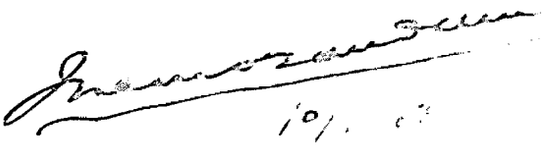
is sent up for reference.

The sum of Rs: 394-12-0 levied by the Survey Depart, is distributed to the aforesaid 7 Circles, as per particulars below:— Rs: a p

Komarnahalli & Kankatte Circle	49	0 0
Kodikalli Circle	18	4 0

15

Kenpetekarja Ramajja Espesal	Elakipúr & Seegebagi Circle	100 — 12 —
Hemamajjáh Kesheu Nadakkao	Basavadur Circle, 9 villages	56 — 8 —
Hemamajja Kesamudi	Bahabli Circle & villages	59 — 8 —
Hemamajja	Gangúr Circle 8 villages	55 — 8 —
Hemamajja Kesamudi	Kurtagangé 9 villages	56 — 4 —
	Total	394 — 12 —



P&R 3 & 28
dated 3rd Dec 1887.

Appellant — Respondent
Timmappa. Nimpa Kotlu
& Ramanna.

Appellant the Shanbhog
of the Magani of Venkapur
Sheemoga Taluq, appeals
against the order of the D.C.
Comr dated 24 August
1887 confirming the
decision of the Pothi officer
under which Respdts were
appointed as Shanbhogs of
the Villages of Komarana
Halli, Kankalli, Kodi
Halli, Venkapur & Agetapa.

The facts of the case
are briefly as follows.—

Appellants are the
Magani Shanbhogs of
Venkapur consisting of
40 Villages. Of these
Inam lands are attached
to 5 Villages above named
& they are held by

Respects to the so called Village Shanbhogs. The Chief Const decided in his Proc dated 11th May 1879 No 1615-R 56, that the Village Shanbhogs should be appointed as Shanbhogs of the Villages in which they enjoy Inams, & the Magani Shanbhogs being appointed to all other Villages.— Accordingly the Potigi Offr appointed Respts to the 5 Villages named above, & the Dy Const confirmed the appointment against which the present appeal is made.—

The Counsel for Dewan called for a report on the following points

(1) who were in actual enjoyment of the Shanbhog Service in question for a series of years.

(2) who were discharging the duties

(3) who were enjoying the Inam lands.—

In regard to the 39 years

that Respondents enjoy
umbli lands. — but
state that they were not
charged as Inam, but —
as Putta lands: — The
accounts of 1832-33 ~~state~~
~~that the land was held~~
~~as above~~ & 1847 shew
that the lands were held
on Sadi & ~~that~~ the
rent ~~given was for Sadi~~
~~& not for arrears~~ recovered
in the accounts of 1838 &
refer to the Cowle granted
in the Sadi. — It appeared
that the Peons Kanthys and
to prepare accounts &c. —

	Present survey acres	Sadi
Venkapur	44-4	18 —
Ramanahalli	6-12	2-4
Hegdagi	66-8	11-4
Kanakatte	8-12	2-8
Rodehalli	6 —	1-6 —

Account of 1835

Sadi 6 — as before
5= 6-1/4 Nearest

Account of 1847

Venkapur 6 —
Rodhalli — 3-0-0
Hegdagi 3-7-0-0
10-1-0-0
Ramanahalli 7-0-0
Kankatte — 7-0-0
11-6-0-0

[illegible]

[illegible]

[illegible]

Krambs instead Fin after

der Present

Ant.

Ramisch in den

thi under not read

Ant

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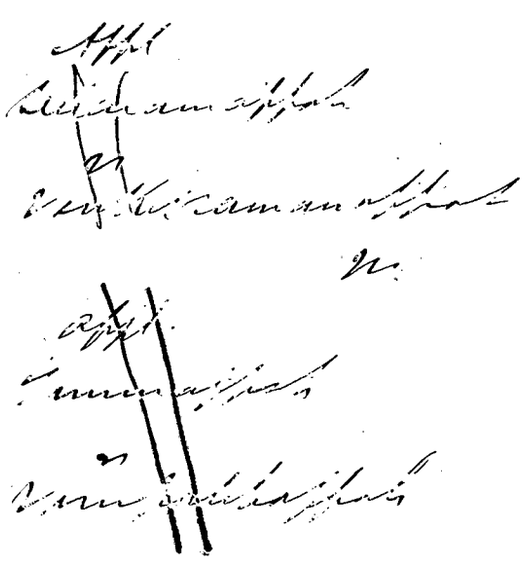
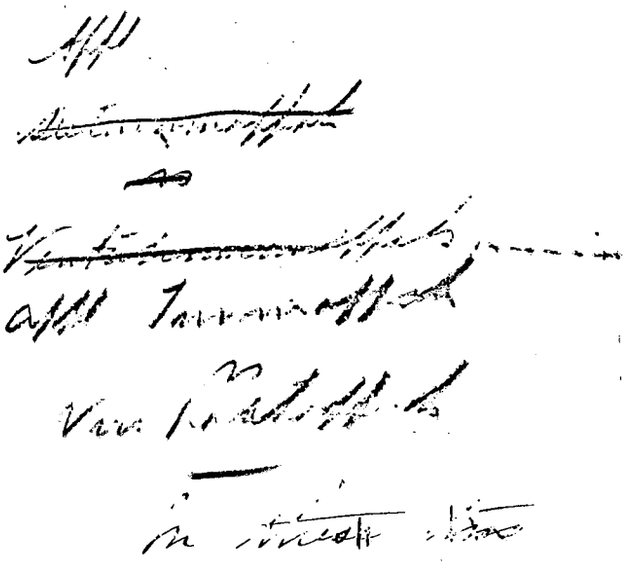




in trust the
appeal to be sent
to Queen Insp.
and Police Comm.
with regard to the
discontinuance of charge
made against Potter
Coitement - That the
matter has been
made [illegible] in accordance with
the [illegible] regs
in that case etc
per [illegible] 15th
Jan
[illegible]

Mr Ogle states that Mr Potter
was at the Police Station on
[illegible] and also on Saturday
and the Constable
but the [illegible] is that
the latter were [illegible]
[illegible] on Saturday [illegible]
that the Entire matter
on the Ogle [illegible]
the [illegible] by the
[illegible]

General Serial No. 29.)

OFFICE OF THE
8 7036
3 JAN 88

188

From

To

The Chief Secretary to the Dewan of Mysore.

Dated

Despatched

Received

Enclosures No.

General No. } 188 .
No.

I have the honor to forward herewith the proceedings in the case of Sir Seshadri Iyer attached.

COURT FEE

MORE

TWO RUPEES

ಸಂಖ್ಯೆ ಆಸಂವಿ/ಸಿಆರ್/ಎಸ್‌ಆರ್/೨೦೨೧-೨೨/೧೧೨೯

ಸಹಾಯಕ ಆಯುಕ್ತರ ಕಚೇರಿ
ಸಿರುಗುಪ್ಪ ಉಪವಿಭಾಗ
ಸಿರುಗುಪ್ಪ

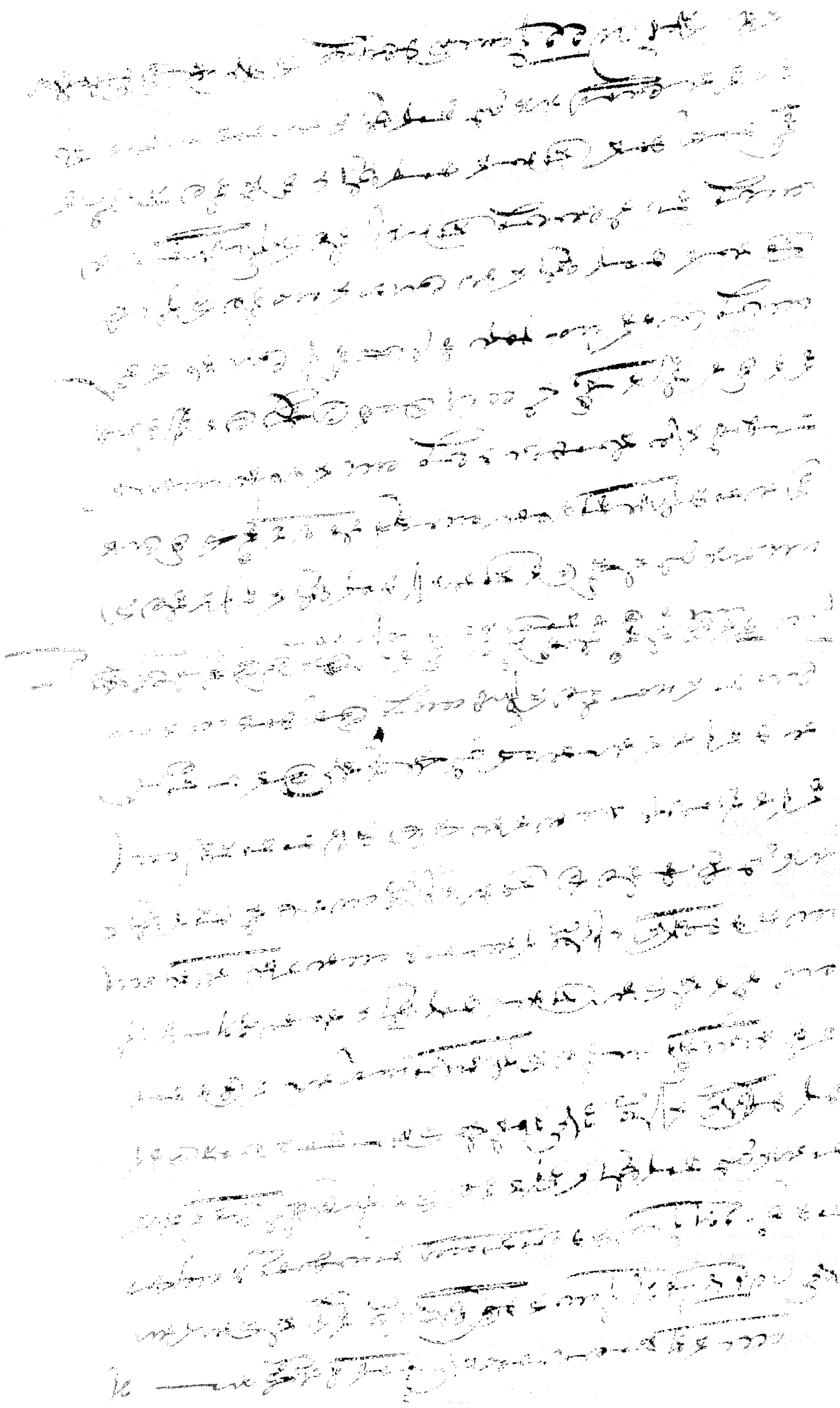
ದಿನಾಂಕ: ೨೭.೦೭.೨೦೨೧

ಸಾರ್ವಜನಿಕರಿಗೆ ಸೂಚನೆ

ಸಿರುಗುಪ್ಪ ಉಪವಿಭಾಗ ವ್ಯಾಪ್ತಿಯಲ್ಲಿ ಕೋವಿಡ್-೧೯ ಸೋಂಕು ಹರಡುವಿಕೆಯನ್ನು ತಡೆಗಟ್ಟಲು ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು ಬಳ್ಳಾರಿ ಇವರು ಹೊರಡಿಸಿರುವ ಆದೇಶದಂತೆ ಸಿರುಗುಪ್ಪ ಉಪವಿಭಾಗ ವ್ಯಾಪ್ತಿಯಲ್ಲಿ ಸಾರ್ವಜನಿಕರು ಕಡ್ಡಾಯವಾಗಿ ಮಾಸ್ಕ್ ಧರಿಸಬೇಕು ಮತ್ತು ಸಾಮಾಜಿಕ ಅಂತರ ಕಾಪಾಡಿಕೊಳ್ಳಬೇಕು. ಮಾಸ್ಕ್ ಧರಿಸದೇ ಇರುವವರಿಗೆ ಮತ್ತು ಸಾಮಾಜಿಕ ಅಂತರ ಕಾಪಾಡಿಕೊಳ್ಳದೇ ಇರುವವರಿಗೆ ಸಾರ್ವಜನಿಕ ಸ್ಥಳಗಳಲ್ಲಿ ಮತ್ತು ಸಾರ್ವಜನಿಕ ಸಭೆ ಸಮಾರಂಭಗಳಲ್ಲಿ ಪ್ರವೇಶ ನಿರಾಕರಿಸಲಾಗುವುದು. ಮಾಸ್ಕ್ ಧರಿಸದೇ ಇರುವವರಿಗೆ ಮತ್ತು ಸಾಮಾಜಿಕ ಅಂತರ ಕಾಪಾಡಿಕೊಳ್ಳದೇ ಇರುವವರಿಗೆ ಸಾರ್ವಜನಿಕ ಸ್ಥಳಗಳಲ್ಲಿ ಮತ್ತು ಸಾರ್ವಜನಿಕ ಸಭೆ ಸಮಾರಂಭಗಳಲ್ಲಿ ಪ್ರವೇಶ ನಿರಾಕರಿಸಲಾಗುವುದು. ಮಾಸ್ಕ್ ಧರಿಸದೇ ಇರುವವರಿಗೆ ಮತ್ತು ಸಾಮಾಜಿಕ ಅಂತರ ಕಾಪಾಡಿಕೊಳ್ಳದೇ ಇರುವವರಿಗೆ ಸಾರ್ವಜನಿಕ ಸ್ಥಳಗಳಲ್ಲಿ ಮತ್ತು ಸಾರ್ವಜನಿಕ ಸಭೆ ಸಮಾರಂಭಗಳಲ್ಲಿ ಪ್ರವೇಶ ನಿರಾಕರಿಸಲಾಗುವುದು.

ಸಹಾಯಕ ಆಯುಕ್ತರು
ಸಿರುಗುಪ್ಪ ಉಪವಿಭಾಗ
ಸಿರುಗುಪ್ಪ

(6) 12



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18-1-87

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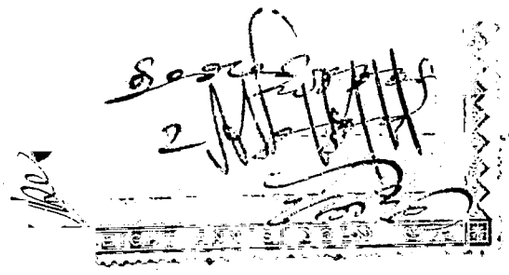
2-2

4-15-2



Order

Counter petitioners Virupakshappa and Ramakka have been appointed to the circles to which they held Umbli lands in accordance with the proceedings of the Chief Commissioner No. 615/66 dated 17th May 1879.

The contention of Shanmukha Nagni Shanbog is that his parents have had the kate continuously for many years and that Counter petitioners have never been in enjoyment of the Shanbogi Inam

[redacted] argument cannot be allowed [redacted] as it practically amounts to [redacted] for Cases in which village Shanbogs had been ousted by the [redacted] Shanbogs that the proceedings above referred to [redacted] passed

The 2nd ground raised by petitioner is that the presumption in favor of Counter petitioners raised by the fact of their enjoyment of Shanbogi "Umbli" lands is rebutted by the fact of the forefathers of Counter petitioners having obtained these "Umbli" Lands on above stated as 835, the Umbli lands having been "Kayam" for many years, and to such a long period as 44 years in one case.

This argument strikes me as both strong and in favor of petitioners case. But Counter petitioners

Read and explained to parties in person in open Court.

(Signed) J. F. Madhava Rao
Dy Commissioner

24/8/87.

Commission for by Thimajée
dt- Ready for delivery 26-8-87.
dt- Delivered 12.9.87.
Names entered (456)
Copying fee. 0-7-6
Comparing fee 0-1-8
Total 0-9-2
Corrected 0-9-3

A Thimajée

A Thimajée Mandal
Peramiakkal Mandal

General Serial No. 30.)

1888.

From

The Chief Secretary to the Dewan of Mysore.

To

Dated

Despatched

Received

Enclosures No.

General No.

No.

With reference to the above, I have the honor to request that a report may be submitted, after due enquiry, as to the parties who were in actual possession

and enjoyment of
the Shareholders in
Question for a certain
Agency, who were discharging the Duties,
and who were enjoying the Benefits
the Records are herewith
returned for reconsideration
with the Facts above called
for.

Chfbey.

(General Serial No. 29.)

OFFICE 3465 1886 DIWAN OF

From The Deputy Commissioner Shimoga

To

The Chief Secretary to the Dewan of Mysore.

Dated the 25th October 1886

Despatched

Received

Enclosures No. 1 with enclosures and record

General No. 430 / R No. 436 | 1886

Chief Secretary's docket No 2583 dated 5/9 the 4th July 1885 forwarding 3 records connected with the Shanbogueships of the Bentkipur Amein Magani Magani and Holehonnur Magani of the Shimoga Taluk for report on the points noted therein.

25/10

With

With reference to the [illegible]

I have the honor to return herewith the entire records connected with the Khandagiri Hoshangabad village of the Hoshangabad Nagpur together with the proceedings of further enquiry held by the Deputy Commissioner together with his findings on the points referred to in the above.

2. The other two cases are adjourned till next month for hearing and the proceedings connected therewith will be submitted in due course.

3. The petition of Lilaram Reg. No. 2631 with its enclosures received with the above is returned enclosed.

Deputy Commissioner
Hoshangabad

P.97

(General Serial No. 30)

188

From 13/12

To Lieut Dy. Cor. Chicago

Dated 5/12/88

Despatched

Received

LR 33-87-5

Enclosures No.

General No. 5612

No. 159

Has docket No. 406 of the 15th October/88 regarding the Chambogue Village.

In reply has the honor to state that the report together with the proceedings of the two cases referred to in paragraph 2 of the above, are inclosed.

Respectfully

Your obedient Servant

(General Serial No. 29.)

29.APR.89

1889

From The Chief Secretary
to Government

To

The Chief Secretary to the ~~Dewan~~
of Mysore.

Dated

Despatched

Received

Enclosures No.

General No.

No.

Subject

Before the Government of *His Highness* the Maharaja of Mysore

Appeal No. [illegible] of [illegible]

Appellant.

Vs.

Respondent

Decision.

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible]

[illegible] [

No. 2628

OFFICE OF THE DEWAN OF MYSORE,

18

LR 33-87-8

Appellant. Vs. Respondent.

Endorsement.

In reply to his Appeal Petition, dated 3rd December

is informed that the arrangement of charges between

Nagara and Village Thanadars has been made

in accordance with the orders of the late Chief

Commissioner in Nagara, & the Government

decline to interfere.

The Appeal is dismissed.

By order,

Under Secretary

Copy to Appellant Timmajiappa

By order

Under Secretary